



PATENT
Customer No. 22,852
Attorney Docket No. 02860.0678

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:) RECEIVED
Tohru KIMURA et al.) Confirmation No.: 7411 OCT 04 2004
Application No.: 09/846,238) Group Art Unit: 2655 Technology Center 2600
Filed: May 2, 2001) Patent Examiner: Nabil Z HINDI
For: OPTICAL PICK-UP APPARATUS)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

INFORMATION DISCLOSURE STATEMENT

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(c), Applicants bring to the attention of the Examiner the documents listed on the attached Form PTO 1449. This Information Disclosure Statement is being filed after the events recited in Section 1.97(b) but, to the undersigned's knowledge, before the mailing date of a Final Office Action, a Notice of Allowance, or an action that otherwise closes prosecution. Under the provisions of 37 C.F.R. § 1.97(c), this Information Disclosure Statement is accompanied by a fee of \$180.00 as specified by Section 1.17(p). Please charge \$180.00 to Deposit Account No. 06-0916 for the fee.

A copy of the listed document is attached. Applicants respectfully request that the Examiner consider the listed document and evidence that consideration by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that the listed document is material or constitutes "prior art." If the Examiner applies the document as prior art against any claim in the application and Applicants determine that the cited document does not constitute "prior art" under United States law, Applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such document.

Applicants further reserve the right to take appropriate action to establish the patentability of the claimed invention over the listed document, should the document be applied against the claims of the present application.

If there is any additional fee due in connection with the filing of this Statement, please charge the fee to Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: September 27, 2004

By: _____


John Y. Pfeifer
Reg. No. 52,120
Customer No. 22,852

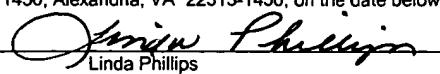
CERTIFICATE OF EXPRESS MAILING

Express Mail Label No.: EV 527341758 US

I hereby certify that this correspondence is being deposited with the United States Postal Services "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10, addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date below.

Date: September 27, 2004

Signed: _____


Linda Phillips

INFORMATION DISCLOSURE CITATION

RECEIVED

| | | |
|-----------------------------|---------------------|------------------------------------|
| Att'y Docket No. 02860.0678 | | Appln. No. 09/846,238 |
| Applicant | Tohru KIMURA et al. | |
| Filing Date | May 2, 2001 | Group: 2655 Technology Center 2600 |

U.S. PATENT DOCUMENTS

| Examiner Initial* | Document Number | Issue Date | Name | Class | Sub Class | Filing Date If Appropriate |
|-------------------|-----------------|--------------|-----------------|-------|-----------|----------------------------|
| | 6,721,259 | Apr 13, 2004 | Yamamoto et al. | | | |
| | | | | | | |
| | | | | | | |

FOREIGN PATENT DOCUMENTS

| | Document Number | Publication Date | Country | Class | Sub Class | Translation Yes or No |
|--|-----------------|------------------|---------|-------|-----------|-----------------------|
| | | | | | | |
| | | | | | | |
| | | | | | | |

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

| | |
|--|--|
| | |
| | |
| | |
| | |

| | |
|----------|-----------------|
| Examiner | Date Considered |
|----------|-----------------|

*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.